

CHAPTER 23

TIME STANDARDS FOR CASE PROCESSING

Rule 23.1	Time standards — considerations
Rule 23.2	Trial scheduling time standards
Rule 23.3	Estate time standards
Rule 23.4	Juvenile standards
Rule 23.5	Forms for implementing time standards
	Form 1: Notice of Civil Trial-Setting Conference
	Form 2: Trial Scheduling Order <u>and Discovery Plan</u>
	<u>Form 3: Trial Scheduling Order and Discovery Plan for Expedited</u>
	<u>Civil Action</u>

CHAPTER 23

TIME STANDARDS FOR CASE PROCESSING

Rule 23.1 Time standards — considerations. The time standards contained in this chapter are subject to statutes and rules affecting the same proceedings.

Rule 23.2 Trial scheduling time standards. The time standards commence from the time a case is filed except in indictable criminal cases where the time shall be measured from date the trial information or indictment is filed.

23.2(1) Court administration shall schedule cases to commence trial within the following time standards:

<i>a.</i> Indictable Criminal	6 months
<i>b.</i> Simple Misdemeanors	4 months
<i>c.</i> <u>Expedited Civil Actions</u>	<u>12 months</u>
<i>e.</i> <i>d.</i> Torts (all except “complex civil”)	18 months
<i>d.</i> <i>e.</i> Complex Civil	24 months
<i>e.</i> <i>f.</i> Other Law & Equity	12 months
<i>f.</i> <i>g.</i> Domestic—Dissolution & Modification	9 months
<i>g.</i> <i>h.</i> Domestic Abuse	2 months
<i>h.</i> <i>i.</i> Domestic—All Other	6 months
<i>i.</i> <i>j.</i> Small Claims & Infractions	4 months

23.2(2) If a party shows good cause for exceeding the trial time standards in rule 23.2(1), a court may order an extension of the time for trial to commence using the standards below as guidelines:

<i>a.</i> Indictable Criminal	12 months
<i>b.</i> Simple Misdemeanors	6 months
<i>c.</i> <u>Expedited Civil Actions</u>	<u>15 months</u>
<i>e.</i> <i>d.</i> Torts (all except “complex civil”)	24 months
<i>d.</i> <i>e.</i> Complex Civil	36 months
<i>e.</i> <i>f.</i> Other Law & Equity	18 months
<i>f.</i> <i>g.</i> Domestic—Dissolution & Modification	15 months
<i>g.</i> <i>h.</i> Domestic Abuse	4 months
<i>h.</i> <i>i.</i> Domestic—All Other	12 months
<i>i.</i> <i>j.</i> Small Claims & Infractions	8 months

Rule 23.3 Estate time standards. Except for good cause shown, estates opened shall be closed within the following time standards:

- | | |
|--------------------------------------|-------------------|
| <i>a.</i> Estates w/o admin. & small | 100% in 6 months |
| <i>b.</i> Estates with full admin. | 85% in 24 months |
| | 100% in 36 months |

Rule 23.4 Juvenile standards.

23.4(1) Detention and shelter hearings:

- | | |
|---|-----------------------|
| <i>a.</i> From detention facility admission to hearing | 24 hours ¹ |
| <i>b.</i> From admission to shelter care facility pursuant to Iowa Code section 232.21 court order to hearing | 48 hours ¹ |

23.4(2) Pre-adjudicatory hearings for physical and mental health examinations:

- | | |
|---|---------|
| <i>a.</i> From court ordered admission to detention or shelter care facility to hearing | 15 days |
| <i>b.</i> From filing, if juvenile is not in detention or shelter care facility, to hearing | 30 days |

23.4(3) Adjudicatory hearings:

- | | |
|---|---------|
| <i>a.</i> From court ordered admission to detention or shelter care facility to hearing | 15 days |
| <i>b.</i> From filing, if juvenile is not in detention or shelter care facility, to hearing | 30 days |
| <i>c.</i> From entry of order for physical or mental examination to hearing | 45 days |

23.4(4) Dispositional hearings:

- | | |
|---|---------|
| <i>a.</i> From entry of adjudicatory order to hearing, if juvenile is: | |
| In a detention or shelter care facility | 30 days |
| Not in a detention or shelter care facility | 40 days |
| <i>b.</i> From court ordered placement for physical or mental examination, following a delinquency or CINA adjudication, to hearing | 60 days |

23.4(5) Termination of parental rights (Iowa Code chapter 232):

- | | |
|--------------------------------------|---------|
| <i>a.</i> From filing to hearing | 60 days |
| <i>b.</i> From filing to disposition | 5 mos. |

1. Excluding Saturday, Sunday, and legal holidays